



# PROPOSED RULE MAKING

## CR-102 (August 2017) (Implements RCW 34.05.320) Do NOT use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: October 20, 2017

TIME: 9:52 AM

WSR 17-22-015

**Agency:** Washington Traffic Safety Commission

- Original Notice**
- Supplemental Notice to WSR** \_\_\_\_\_
- Continuance of WSR** \_\_\_\_\_

- Preproposal Statement of Inquiry was filed as WSR 17-18-002 ; or**
- Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_; or**
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).**
- Proposal is exempt under RCW \_\_\_\_\_.**

**Title of rule and other identifying information:** (describe subject)

Title 467 WAC – TRAFFIC SAFETY COMMISSION  
467-02 – Public access to information and records

**Hearing location(s):**

| Date:            | Time:         | Location: (be specific)                                     | Comment: |
|------------------|---------------|---|----------|
| December 5, 2017 | 2:00pm-2:30pm | 621 8 <sup>th</sup> Ave SE, Ste 409, Olympia, WA 98504-0944 |          |

**Date of intended adoption:** December 5, 2017 (Note: This is **NOT** the effective date)

**Submit written comments to:**

Name: Mandie Dell or Pam Pannkuk  
 Address: 621 8<sup>th</sup> Ave SW, Ste 409  
 Olympia, WA 98504-0944  
 Email: [mdell@wtsc.wa.gov](mailto:mdell@wtsc.wa.gov) or [ppannkuk@wtsc.wa.gov](mailto:ppannkuk@wtsc.wa.gov)  
 Fax: (360) 586-6489  
 Other:  
 By (date) December 4, 2017

**Assistance for persons with disabilities:**

Contact Mandie Dell  
 Phone: (360) 725-9883  
 Fax: (360) 586-6489  
 TTY:  
 Email: [mdell@wtsc.wa.gov](mailto:mdell@wtsc.wa.gov)  
 Other:  
 By (date) December 4, 2017

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** Revisions to current Title 467 WAC chapter 467-02 including: updating references to our old address; updating definitions, updating references to RCWs that have been recodified; updating the public records request language to reflect new RCW language.

**Reasons supporting proposal:** See purpose above.

**Statutory authority for adoption:** 43.59.070

**Statute being implemented:** 43.59.070)

**Is rule necessary because of a:**

|                         |                              |  |
|-------------------------|------------------------------|--|
| Federal Law?            | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision?   | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If yes, CITATION:

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:** Not Applicable

**Name of proponent:** (person or organization) Washington Traffic Safety Commission

|  |
|--|
| <input type="checkbox"/> Private                 |
| <input type="checkbox"/> Public                  |
| <input checked="" type="checkbox"/> Governmental |

**Name of agency personnel responsible for:**

|                 | Name        | Office Location   | Phone          |
|-----------------|-------------|---|----------------|
| Drafting:       | Pam Pannkuk | 621 8 <sup>th</sup> Ave SE, Ste 409<br>Olympia, WA 98504-0944 | (360) 725-9884 |
| Implementation: | Pam Pannkuk | 621 8 <sup>th</sup> Ave SE, Ste 409<br>Olympia, WA 98504-0944 | (360) 725-9884 |
| Enforcement:    | Pam Pannkuk | 621 8 <sup>th</sup> Ave SE, Ste 409<br>Olympia, WA 98504-0944 | (360) 725-9884 |

**Is a school district fiscal impact statement required under RCW 28A.305.135?**  Yes  No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:  
Address:  
Phone:  
Fax:  
TTY:  
Email:  
Other:

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name:  
Address:  
Phone:  
Fax:  
TTY:  
Email:  
Other:

No: Please explain:

**Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:**

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- |   |  |
|---|--|
| <input type="checkbox"/> RCW 34.05.310 (4)(b)<br>(Internal government operations)         | <input type="checkbox"/> RCW 34.05.310 (4)(e)<br>(Dictated by statute)   |
| <input type="checkbox"/> RCW 34.05.310 (4)(c)<br>(Incorporation by reference)             | <input type="checkbox"/> RCW 34.05.310 (4)(f)<br>(Set or adjust fees)  |
| <input checked="" type="checkbox"/> RCW 34.05.310 (4)(d)<br>(Correct or clarify language) | <input type="checkbox"/> RCW 34.05.310 (4)(g)<br>((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

This rule proposal, or portions of the proposal, is exempt under RCW 34.05.310 (4)(d).

Explanation of exemptions, if necessary:

**COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES**

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. \_\_\_\_\_

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:  
Address:  
Phone:  
Fax:  
TTY:  
Email:  
Other:

**Date:** 10/20/2017

**Name:** Pam Pannkuk

**Title:** Deputy Director

**Signature:**

